

HARTMAN UNDERHILL & BRUBAKER LLP

By: Christopher S. Underhill

Attorney I.D. No. 07013

221 East Chestnut Street

Lancaster, PA 17602

(717) 299-7254/FAX (717) 299-3160

Solicitor for the City of Lancaster

Bureau of Police

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

KATHERINE ELIZABETH NEIMER :
a minor, by and through JAMES J. NEIMER :
and REBECCA NEIMER, her parents and :
natural guardians, :

Plaintiffs, :

v. :

CI-02-CV-4034

CITY OF LANCASTER; LANCASTER :
RECREATION COMMISSION; and :
ISMAEL ALVAREZ, :
Defendants. :

JURY TRIAL DEMANDED

**ANSWER OF THE BUREAU OF POLICE OF THE CITY OF LANCASTER
TO PLAINTIFFS' AMENDED MOTION
TO COMPEL PRODUCTION OF DOCUMENTS**

1-4. Admitted. The City of Lancaster Bureau of Police has not produced the records of its investigation in this case because of the provisions of the Criminal History Record Information Act, 18 PS § 9101 et seq., as more fully set forth in the Memorandum accompanying this Answer.

5. Neither admitted or denied. The Bureau of Police has no knowledge of the relevancy of the documents subject to the subpoena to the above captioned law suit.

Dated: _____, 2003

HARTMAN UNDERHILL & BRUBAKER LLP

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Christopher S. Underhill
Attorney I.D. #07013
Solicitor for the City of Lancaster
Bureau of Police

221 East Chestnut Street
Lancaster, PA 17602-2782
(717) 299-7254

PROOF OF SERVICE

I HEREBY CERTIFY that I am this day serving the foregoing Answer of the Bureau of Police of the City of Lancaster to Plaintiffs' Amended Motion to Compel Production of Documents on the persons and in the manner indicated below.

Service by First Class Mail, addressed as follows:

Jeffrey R. Elliott, Esquire
Kozloff Stoudt
2640 Westview Drive
P.O. Box 6286
Wyomissing, PA 19610

Edward H. Rubenstone, Esquire
Groen, Lamm, Goldberg & Rubenstone, LLC
Four Greenwood Square, Suite 200
Bensalem, PA 19020

Maura E. Fay, Esquire
Dilworth Paxson LLP
3200 Mellon Bank Center
1735 Market Street
Philadelphia, PA 19103-7595

Dated: _____, 2003

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